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JAN 18 2005

In re Application of  
Stokes et al.  
Application No. 09/376,317  
Filed: August 18, 1999  
Attorney Docket No: P-3569CON

**OFFICE OF PETITIONS  
DECISION ON PETITION**

This is a decision on the renewed petition under 37 CFR 1.137(b), filed December 10, 2004,(certificate of mailing December 7, 2004) to revive the above-identified application.

This above-identified application became abandoned for failure to timely file a proper response to a final Office Action which was mailed on June 20, 2002. The final Office Action set a three (3) month shortened statutory period for reply. No extensions of time were obtained under the provisions of 37 CFR 1.136(a). Accordingly, this application became abandoned on September 21, 2002. A Notice of Abandonment was mailed on January 29, 2003. A petition filed under 37 CFR 1.137(b) was dismissed on July 13, 2004.

The requirements for the filing of a grantable petition under 37 CFR §1.137(b) have been met. This Petition is hereby **Granted**.

Petitioner has submitted an additional unintentional petition fee in the amount of \$1370.00. However since petitioner submitted a three month extension of time fee, an additional petition fee is not required. Accordingly, deposit account 13-2546 is being refunded the petition fee.

This application is being forwarded to Technology Center 1600 for further processing of the Request for Continued Examination (RCE) and the amendment submitted with the instant petition.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

Charlema R. Grant  
Petitions Attorney  
Office of Petitions